

FEB 12 2009

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To:

NAME:	FACSIMILE:	TELEPHONE:
Examiner Fletcher US PATENT AND TRADEMARK OFFICE	(571) 273-8300	(571) 272-2063

FROM: Cheryl Y. Price

DATE:

February 12, 2009

Number of pages with cover page:	6	RE: U.S. Patent Application No. 09/456,877 Our Ref.: 39303-20159.00
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Preparer of this slip has confirmed that facsimile number given is  
correct:7858/CYP1**CAUTION - CONFIDENTIAL**

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**Comments:**

**Hello Examiner Fletcher:** In accordance with your voice message, attached is a copy of the Supplemental Declaration for Reissue Application we submitted on December 16, 2006. Please note that page 2 of the Declaration sets out that "All errors in this reissue application arose without any deceptive intention on the part of the applicant." If you need anything further, please let us know.

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL  
CHERYL PRICE AT 213 892 5768 AS SOON AS POSSIBLE.

LA-815688

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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to 571-273-8300 AND being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: December 18, 2008 Signature: \_\_\_\_\_

Beverly S. Carter

Patent

Docket No. 393032015900

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Reissue Application of:  
Masahiro SHIMIZU

Serial No.: 09/456,877

Filing Date: December 8, 1999

For: TONE WAVE FORM GENERATING  
METHOD AND APPARATUS BASED  
ON SOFTWARE

Examiner: M. T. Fletcher

Group Art Unit: 2837

**TRANSMITTAL OF SUPPLEMENTAL DECLARATION FOR REISSUE APPLICATION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

With reference to the subject application, enclosed is the executed supplemental reissue declaration. Applicant request this document be entered into the present application.

The Examiner has indicated this application is in condition for allowance once the enclosed declaration is submitted. If, for any reason, the Examiner finds the application other than in condition for allowance, Applicants request that the Examiner contact the undersigned attorney at the Los Angeles telephone number (213) 892-5587 to discuss any steps necessary to place the application in condition for allowance.

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicant petitions for any required relief including extensions of time and authorize the Director to charge the cost of such petition and/or other fees

la-895636

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due in connection with the filing of this document to Deposit Account No. 03-1952 referencing 393032015900.

Dated: December 18, 2006

Respectfully submitted,

By 

David T. Yang

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